

Exhibit 8

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

JOHN LENNARTSON, on behalf of himself
and all others similarly situated,

Plaintiff,

v.

PAPA MURPHY'S HOLDINGS, INC.; and
PAPA MURPHY'S INTERNATIONAL,
L.L.C.,

Defendants.

No. 3:15-cv-05307-RBL

**DECLARATION OF JUNE HOIDAL
IN SUPPORT OF PLAINTIFF'S
OPPOSITION TO DEFENDANTS'
MOTION FOR SUMMARY
JUDGMENT OR, IN THE
ALTERNATIVE, FOR STAY**

June P. Hoidal, under penalty of perjury under the laws of the State of Washington, declares that the following is true and correct:

1. I am a partner in the law firm of Zimmerman Reed and one of the attorneys for the Plaintiff in this case. I am a member of the bar of Minnesota, have been admitted pro hac vice in this case, and am competent to testify to the matters stated herein. I submit this Declaration in support of Plaintiff's Opposition to Defendants' Motion for Summary Judgment or, in the Alternative, for Stay.

2. Attached as **Exhibit A** is a true and correct screenshot I made on October 12, 2015 from <https://archive.org/web/> ("Internet Archive WayBack Machine"), which provides a snapshot

1 of Papa Murphy's archived webpage from January 31, 2014, and which contains the following
2 language:

3 To join Papa Murphy's Text Club for coupons & special offers, please enter your
4 mobile number below. You will receive four text messages per month. To
5 unsubscribe from our text club at any time, text **STOP** to **90421**. For questions or
help with the text club, text **HELP** to **90421**, or call 800-257-7272, or email us at
guestservices@papamurphys.com.

6 3. Attached as **Exhibit B** is a true and correct screenshot I made on October 12, 2015
7 from <https://archive.org/web/> ("Internet Archive WayBack Machine"), which provides a snapshot
8 of Papa Murphy's archived webpage from March 30, 2014, and which contains the following
9 language:

10 To join Papa Murphy's Text Club for coupons & special offers, please enter your
11 mobile number below. You will receive four text messages per month. To
12 unsubscribe from our text club at any time, text **STOP** to **90421**. For questions or
help with the text club, text **HELP** to **90421**, or call 800-257-7272, or email us at
guestservices@papamurphys.com.

13 4. Attached as **Exhibit C** is a true and correct screenshot I made on October 12, 2015
14 from <https://archive.org/web/> ("Internet Archive WayBack Machine"), which provides a snapshot
15 of Papa Murphy's archived webpage from March 7, 2015, and contains the following language:

16 You're just one step away from making your life easier! Why search around your
17 house and car for the best Papa Murphy's coupons when the most exclusive offers
18 can be sent directly to your inbox or phone? So sit back and relax (we know it's
rare), and wait for the money saving offers to come your way.

19 5. Attached as **Exhibit D** is a true and correct screenshot I took on March 11, 2015,
20 from <http://www.papamurphys.com/deals>.

21 6. Attached as **Exhibit E** is a true and correct copy of Defendants Appstack, Inc.,
22 Steve Espinosa, and John Zdanowski's Opposition to Plaintiff's Motion for Class Certification
23 (Doc. 41) in *Booth v. Appstack, Inc., et al.*, Case No. 2:13-cv-01533-JLR (W.D. Wash.).

24 7. Attached as **Exhibit F** is a true and correct copy of *In re Rules & Regulations*
25 *Implementing the TCPA of 1991*, Erratum (July 28, 2015).

ZIMMERMAN REED, LLP

June P. Hoidal, Admitted Pro Hac Vice

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of October, 2015, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

s/Mark A. Griffin
Mark A. Griffin, WSBA #16296

Exhibit D



Join our Family.

You're just one step away from making your life easier! Why search around your house and car for the best Papa Murphy's coupons when the most exclusive offers can be sent directly to your inbox or phone? So sit back and relax (we know it's rare), and wait for the money saving offers to come your way.

Sign up now!

First Name

Last Name

Email

Mobile Number

Zip/Postal Code

Birthday

- ☐ Sign me up for email deals
- ☐ Sign me up for mobile deals
- ☐ I'm over 18

SUBMIT